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August 30, 1991

VIA FAX MACHINE  
415-744-1041

Ms. Linda Wandres  
Environmental Protection Agency  
Region IX  
75 Hawthorne St.  
San Francisco, California 94105

Re: Administrative Order No. 91-16, Including Addenda;  
Written Confirmation of Respondents' August 28 Oral  
Notice of Intention to Comply

Dear Linda:

On August 28, 1991, I timely notified you by telephone call that the Respondents intend to comply with the terms set forth in this Order, together with Addenda. This letter confirms that notice.

On August 5, 1991, the EPA issued the initial Administrative Order. On August 23, 1991, the EPA issued an Addendum to it and recognized in that Addendum that representatives of Respondents and the EPA were discussing an additional Addendum to incorporate technical and related considerations of items nos. 2, 3, 4, 5, 6, 7, 8, 9, 10, and 12 of Respondents' Post-Conference Submittal to the EPA. Mr. Leftwich, on behalf of Respondents, and Mr. Bornstein, on behalf of EPA, have now agreed that, in the interests of brevity and time, the second addendum can consist of Mr. Bornstein's letter of August 15, 1991, a copy of which is attached. They also agreed upon the statements made by Respondents in those Post-Conference Submittal items listed above, but because of time constraints, they will not prepare a formal addendum incorporating this part of the agreement.

On the basis of this understanding, Respondents hereby confirm notice that they intend to comply with the Order, together with Addenda. Respondents expressly reserve and do not waive the positions, objections, and defenses stated in

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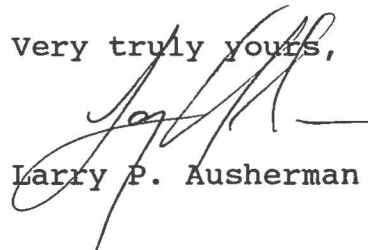
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Ms. Linda Wandres  
August 30, 1991  
Page 2

their Post-Conference Submittal. I trust you will finalize the issuance of the second Addendum in the form of the attached letter.

Very truly yours,

A handwritten signature in dark ink, appearing to read 'Larry P. Ausherman', with a stylized, cursive script.

LPA:cpc  
cc: Tim Leftwich  
Wayne Jarke  
Dennis Cole

38587

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION IX  
75 HAWTHORNE STREET  
SAN FRANCISCO, CA 94105

August 15, 1991  
Tim Leftwitch  
Santa Fe Pacific Minerals Corporation  
Box 27019  
Albuquerque, New Mexico 87125

RE: EPA Order 91-16, Bluewater Uranium Mine Sites, Prewitt,  
New Mexico.

Dear Mr: Leftwitch:

As discussed in our conference on 8/13/91, the Environmental Protection Agency ("EPA") understands that Cerrillos Land Company will act as the "lead" entity during the response action pursuant to EPA Order 91-16.

EPA is expecting to receive your draft Site Stabilization plan by August 23, 1991. As discussed at the conference, both EPA and Cerrillos agree to use a 1 meter height gamma measurement to ensure consistency throughout this project.

To ensure that each parties Ludlum instruments are reading accurately, EPA will have on-site a Reuters Stokes Pressure Ionization Chamber (PIC) for calibrations. The PIC is a highly sensitive instrument which accurately measures gamma radiation.

EPA will expect pursuant to the Order, weekly summaries of past and planned events. These reports can be hand delivered to OSC Bornstein in the field. The reports should be short and concise.

If you have any questions or concerns, please contact me at 415-744-2298.

Sincerely,



Robert E. Bornstein  
Federal On-Scene-Coordinator

cc: Linda Wandres, ORC/Bill Weis, ERS  
Mr. George Wagner, Cerrillos Land  
Mr. Robert Kreds, ATSF Railway

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TRANSMITTAL COVER LETTER

Page 1 of 2 pages

Date: 8-30

Time: 4

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NAME Linda Wandres CITY San Francisco

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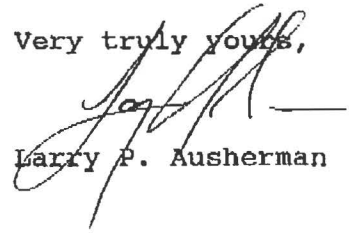
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